

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

APPEAL FROM ORDER No 93 of 1995

For Approval and Signature:

Hon'ble MR.JUSTICE Y.B.BHATT

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

P A MODI

Versus

SHILUBEN A DAS

Appearance:

MR KM PATEL for Appellants

MR KM PARIKH for Respondent No. 1 & 2

Respondent nos. 3 to 9 absent though served.

CORAM : MR.JUSTICE Y.B.BHATT

Date of decision: 09/09/98

ORAL JUDGEMENT

1. This Appeal was taken up for final hearing today. As a result of the hearing and discussion, a consensus has been arrived at between the learned counsel for the appellant and learned counsel for respondent nos. 1 & 2 (other respondents are absent though served), on the basis of which it is directed that the Joint Charity Commissioner, Baroda, shall hear and dispose off the pending appeal no. 22/94 as expeditiously as possible

and in any case before 31st December, 1998.

2. Learned counsel for the respective parties have assured this Court that the concerned parties shall cooperate with the Joint Charity Commissioner, Baroda in disposal of the matter as directed.

3. The Joint Charity Commissioner, Baroda shall be at liberty to refuse unnecessary adjournments and/or to impose conditions when granting the same.

4. It is clarified that in the meanwhile, the order dated 27th June, 1995 passed in C.A. No. 1294/95 in the present appeal shall continue to operate.

5. In view of the aforesaid directions, learned counsel for the appellant does not seek any further relief in the present appeal. The same is accordingly disposed off with no order as to costs.

6. Yadi to the Joint Charity Commissioner, Baroda forthwith i.e. not later than 14th September, 1998.

7. Direct service permitted.

Amp/-